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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No.: MBHB03-332-B (400.126))

In re the Application of:

McSwiggen et al.

Serial No.: 10/652,791

Filed: August 29, 2003

For: RNA Interference Mediated Inhibition Of Platelet-Derived Endothelial Cell Growth Factor (ECGF1) Gene Expression Using Short Interfering Nucleic Acid (siNA)

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)  
) Group Art Unit: 1635  
)  
) Examiner: Chong, Kimberly  
)  
) Confirmation No. 3409  
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)  
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Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:
  - a. Preliminary Amendment and Response to Office Action mailed May 27, 2005; and
  - b. Return Receipt Postcard.
2. With respect to additional fees:  
☒ No fee is believed to be due.
3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service under Express Mail Label No.: EV596660139US in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 24<sup>th</sup> day of June 2005.

Date: June 24, 2005

By:

Anita J. Terpstra, Ph.D.  
Reg. No. 47,132



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**PRELIMINARY AMENDMENT AND RESPONSE TO OFFICE ACTION**  
**MAILED MAY 27, 2005**

Dear Sir:

Applicant respectfully submits the following response to the Office Action mailed on May 27, 2005. Applicant believes that no fee is due in connection with this filing. If a fee is due the Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 13-2490.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.

**Conclusion** is on page 8 of this paper.